HIGH COURT OF UTTARANCHAL AT NAINITAL

(Court's order whether the case is or not approved for reporting)

(Chapter VIII Rule 32 (2)(b)

Description of the case.

W.P. No. 744 2004 (M/S)

The Institute of Francies Clarist Sisters (Petitioner)
Versus.

Civil Judge (SD),Dehradun & others (Respondents)

Approved for reporting.

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~~Not approved for reporting~~

Date of decision 12.8.2004.

Initial of Judge

HIGH COURT OF UTTARANCHAL, AT NAINITAL.

Writ Petition No. 744 of 2004 (MS)

The Institute of Francies Clarist Sisters
of the Most Blessed Scerament St. Anthony
Orphanage, Pahar Ganj, New Delhi .... Petitioner

Vs.

Civil Judge (SD), Dehradun & others ..... Respondents

Sri B.P. Nautiyal, Advocate for the petitioner
Standing Counsel for the respondents.

Date: 12.8.2004

Hon. Rajesh Tandon J.

Heard the learned counsel for the parties at length.

By the present writ petition the petitioner has prayed for a writ of mandamus directing the respondent no.1 to decide the suit No. 688 of 1991, Rajesh Kumar and others vs. Sister Geberela and others expeditiously.

The plaintiff has field the suit in the year 1991 for permanent injunction restraining the respondents from interfering in possession of the plaintiff over the property in suit. Since the plaintiff is a educational institution, it will be in the interest of justice that the trial Court be directed to dispose of the suit expeditiously.

In view of the above fact, the writ petition is allowed. The trial Court is directed to dispose of the suit within six months after the receipt of the certified copy of this order.

No order as to costs.

(Rajesh Tandon J.)

12.8.2004
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